



The Calendar of the *House of Representatives*

Speaker Allan G. Bense

Speaker pro tempore Leslie Waters

Week 9 –Day 59

Thursday, May 4, 2006

The House will convene on Thursday, May 4, 2006 at 10:00 AM

These are the times reserved for committee meetings, but committees do not necessarily meet. See detailed meeting notices.

<i>Monday</i> <i>Day 56</i> <i>May 1, 2006</i>	<i>Tuesday</i> <i>Day 57</i> <i>May 2, 2006</i>	<i>Wednesday</i> <i>Day 58</i> <i>May 3, 2006</i>	<i>Thursday</i> <i>Day 59</i> <i>May 4, 2006</i>	<i>Friday</i> <i>Day 60</i> <i>May 5, 2006</i>
Meeting Notice Due April 28, 2006	Meeting Notice Due May 1, 2006	Meeting Notice Due May 2, 2006	Meeting Notice Due May 3, 2006	Meeting Notice Due May 4, 2006
	10:00 – 5:00 SESSION	9:00 – 5:00 SESSION	10:00 – 5:00 SESSION	TBA SESSION
11:30 – 5:00 SESSION				
5:15 or AT THE CALL OF THE CHAIR Group F Rules & Calendar Council 404H	5:45 or AT THE CALL OF THE CHAIR Group F Rules & Calendar Council 404H			SINE DIE 3 rd AMENDED

IMPORTANT LEGISLATIVE DATES

2006

April 16	Bill(s) may no longer be retained for purpose of reconsideration.	41 st Day [Rule 7.13(b)]
April 20	Last day for councils, committees, or subcommittees to meet after giving 2 days (excluding Saturday and Sunday) notice on bills (at least 1 day notice thereafter).	45 th Day [Rule 7.10(a)]
April 20	Last day on which councils, committee, or subcommittee amendments shall be filed by 5 p.m., 1 day (excluding Saturday and Sunday) in advance of council, committee, or subcommittee meeting by nonappointed members (2 hours thereafter).	45 th Day [Rule 7.22(c)]
April 20	After the 45 th day of a regular session, by a majority vote, the House may, on motion of the Chair or Vice Chair of the Rules & Calendar Council, move to Communications, Messages from the Senate, Bills and Joint Resolutions on Third Reading, or Special Orders.	45 th Day [Rule 10.2(d)]
April 22	All bills transmitted to the Senate forthwith	Last 14 Days [Rule 11.7(j)]
April 25	Last day the Chair of any conference committee shall give notice at least 2 hours prior to meeting; after the 50th day 1 hour notice of intention to meet.	50 th Day [Rule 7.24(b)]
April 30	Last day that main floor amendments must be approved for filing with the Clerk by 2 p.m. of the first day a bill appears on the Special Order Calendar in the Calendar of the House; and amendments to main floor amendments and substitute amendments for main floor amendments must be approved for filing by 5 p.m. of the same day.	55 th Day [Rule 12.2(a)(1&2)]
April 30	Last day of the regular session for the Special Order Calendar to be published in two Calendars of the House and maybe taken up on the day of the second published Calendar. After the 55 th day of the regular session, the Special Order Calendar shall be published in one Calendar of the House and may be taken up on the day the Calendar is published.	55 th Day [Rule 10.11(a) (3)]
May 1	A Senate bill may be referred by the Speaker to a council or to a committee and its council and such other committees as are deemed appropriate, after the 55 th day of a session.	56 th Day [Rule 6.3 (h)]
May 1	After the 55 th day of regular session no House bills on second reading may be taken up and considered by the House.	56 th Day [Rule 10.17]
May 1	After the 55 th day of regular session main floor amendments must be approved for filing with the Clerk not later than 2 hours before session is scheduled to convene on the day a bill appears on the Special Order Calendar in the Calendar of the House; and amendments to main floor amendments and substitute amendments must be approved for filing not later than 1 hour after the main floor amendment deadline.	56 th Day [Rule 12.2(b) (1&2)]
May 3	After the 58 th calendar day of regular session, the House may consider only: Senate Messages, Conference Reports, Concurrent Resolutions.	Last 2 Days [Rule 10.18]
May 5	Last day of Regular Session, if Legislature completes work in 60 days	

Assistive Listening Devices (ALDs) are provided in all House of Representatives meeting facilities. Persons with hearing disabilities may call the Property & Inventory Division of the Sergeant at Arms Office, 488-0235, for an auxiliary transmitting device if one is needed.

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BILLS AND JOINT RESOLUTIONS ON THIRD READING

HB 7167 by Growth Management Committee, Johnson
(Compare HB 1485 CS, HB 7253, CS/CS/SB 1858, CS/SB 2480)

Growth Management; Revises a definition; provides a requirement on the makeup of the Century Commission for a Sustainable Florida; deletes an annual appropriation from the State Transportation Trust Fund for State Infrastructure Bank purposes; revises provisions relating to sources of appropriations to the Public Education Capital Outlay and Debt Service Trust Fund to delete an annual appropriation to the Classroom for Kids Program, etc. Effective Date: July 1, 2006.

Read second time and amended April 28

HB 1527 by Stargel, Ambler, Arza, Baxley, Traviesa, Troutman

Parental Notification of Termination of a Minor's Pregnancy; Provides procedural requirements for actual notice given by telephone; provides procedural requirements for certain waivers of notice; revises the procedures for judicial waiver of notice; revises evidentiary standards for a court determining judicial waiver of notice; provides factors with which a court determines whether a

minor is sufficiently mature; revises the best interest standard; requires the Supreme Court to include in reports reasons for judicial waiver of notice; provides for the application of mandatory child abuse reporting provisions. Effective Date: July 1, 2006.

Read second time April 28

HB 7253 by Growth Management Committee, Johnson
(Compare HB 683, HB 7077 CS, HB 7167, CS/CS/SB 1020, CS/CS/SB 1858)

Growth Management; Specifies limitations on challenges to certain changes in a 5-year schedule of capital improvements; requires local governments and the Department of Transportation to establish a plan for maintaining certain level-of-service standards; provides requirements for the waiver for such built-out municipalities; provides a requirement on the makeup of the Century Commission for a Sustainable Florida; requires the Department of Transportation to conduct a study of per-trip fees on certain transportation facilities for certain purposes, etc. Effective Date: July 1, 2006.

Read second time and amended April 28

13. Special Orders

14. House Resolutions

15. Unfinished Business

UNFINISHED BUSINESS

CS for CS for SB 716 by Judiciary, Ethics and Elections, Posey, Rich, Wilson, Margolis, Aronberg (Compare HB 1525, HB 7221 CS, SB 2660)

Campaign Finance; (THIS BILL COMBINES S716 & S2660) redefines various terms; revises registration requirements for political committees & electioneering communications organizations; establishes campaign finance reporting requirements for certain officers & candidates soliciting contributions for certain committees & organizations; prohibits use of certain contributions received by said organization proximate to election, etc. Amends FS. Effective Date: 07/01/2006 except as otherwise provided

Read second time May 2, amendment 1 (374401) pending

HB 7117 by Criminal Justice Committee, Kravitz, Dean, Allen, Harrell, Murzin, Needelman, Traviesa, Waters (Compare CS/CS/CS/SB 2280, SB 2512)

Sexual Predators and Offenders; Requires distinctive markings for driver's licenses and identification cards issued to persons who are designated as sexual predators or subject to registration as sexual offenders; provides procedures for offenders to obtain such licenses or identification cards; provides for initial issuance; prohibits the alteration of sexual predator or sexual offender markings on driver's licenses or identification cards; provides criminal penalties; requires sexual predators and sexual offenders to obtain a distinctive driver's license or identification card; requires

specified offenders who are under the supervision of the Department of Corrections but are not incarcerated to obtain a distinctive driver's license or identification card; revises provisions relating to background screening of school district personnel; revises provisions relating to fingerprints; provides procedures for periodic rescreening of certain personnel; revises provisions relating to background screenings of certain noninstructional school district employees and other specified individuals; revises provisions relating to periodic rescreening of certain persons; provides definitions; prohibits contract workers who are designated as sexual predators, subject to registration as a sexual offenders, or who appear on the National Sex Offender Public Registry from being present on school grounds; provides criminal penalties; requires contract workers working on school grounds to be subject to a check of Florida driver's licenses or identification cards for the purposes of ascertaining their sexual offender and sexual predator status and checked against the National Sex Offender Public Registry; provides duties for certain contract workers; provides penalties; requires certain individuals to report certain offenses; provides penalties; provides exceptions; provides that no provision of a specified section shall give rise to private civil liability or create a private cause of action for monetary damages; provides rulemaking authority to school boards; revises provisions relating to background screening for educator certification; revises provisions relating to periodic rescreening of such persons; provides an appropriation. Effective Date: July 1, 2006.

Read second time May 3, pending roll call

16. Introduction and Reference

END OF DAILY ORDER OF BUSINESS

HB 11 CS by Robaina, Flores, Garcia, Homan, Zapata (Similar CS/SB 1536, Compare HB 317, CS/SB 600)

Indoor Smoking Places; Defines the term "person" for purposes of the Florida Clean Indoor Air Act; prohibits a proprietor or other person in charge of an enclosed indoor workplace from permitting smoking in that workplace; deletes obsolete provisions requiring that signs be posted in an enclosed indoor workplace; prohibits a vendor from permitting smoking in a licensed premises unless it is designated as a stand-alone bar; provides a penalty for a vendor who knowingly makes a false statement on an affidavit of compliance; deletes a provision requiring that a vendor operating a stand-alone bar certify to the Division of Alcoholic Beverages and Tobacco that it derives only a certain percentage of its gross revenue from the sale of food. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable

HB 119 CS by Zapata, Arza, Brandenburg, Bucher, Bullard, Fields, Flores, Garcia, Goldstein, Llorente, Planas, Quinones, Rivera, Robaina, Roberson, Ryan, Sansom (Compare HB 795, HB 7257, CS/SB 366)

Postsecondary Student Fees; Provides conditions for reclassification as a resident for tuition purposes; requires that evidence be provided relating to legal residency and dependent status; provides duties of institutions of higher education; classifies as residents for tuition purposes certain employees of international multilateral organizations; provides an out-of-state fee exemption and eligibility criteria therefor; limits participation in the exemption program. Effective Date: July 1, 2006.

Colleges & Universities Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

HB 137 CS by Mayfield, Zapata (Identical SB 1658, Compare HB 7257)

Awarding of Baccalaureate Degrees by Community Colleges; Provides that community colleges that grant baccalaureate degrees remain under the authority of the State Board of Education with respect to specified responsibilities; provides that the board of trustees is the governing board for purposes of granting baccalaureate degrees; provides powers of the boards of trustees, including the power to establish tuition and out-of-state fees; requires policies relating to minimum faculty teaching hours per week; requires community colleges that offer baccalaureate degrees to maintain their primary mission and prohibits the termination of associate degree programs; removes authorization for St. Petersburg College to request funding as a university; removes requirement that baccalaureate degree program proposals be submitted to the Council for Education Policy Research and Improvement; provides requirements for the delivery of specified baccalaureate degree programs by a regionally accredited college or university at a community college site; provides guidelines and restrictions for setting tuition and out-of-state fees for upper-division courses; requires the State Board of Education to adopt a resident fee schedule for baccalaureate degree programs offered by community colleges; provides requirements for funding baccalaureate degree programs; provides state policy to limit state

support for recurring operating purposes to no more than a specified percentage of funding for certain state university programs; provides certain reporting and funding requirements; allows boards of trustees to request funding for all authorized programs; provides that enrollment in baccalaureate degree programs may be computed into the survey of need for facilities under certain conditions. Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

HB 141 CS by Adams, Allen, Arza, Barreiro, Baxley, Bendross-Mindingall, Berfield, Bilirakis, Brandenburg, Bullard, Cannon, Carroll, Clarke, Culp, Davis, M., Domino, Farkas, Fields, Flores, Galvano, Gannon, Garcia, Gelber, Gibson, A., Gibson, H., Goldstein, Grimsley, Harrell, Hays, Holloway, Hukill, Jennings, Jordan, Justice, Kendrick, Kreegel, Legg, Llorente, Lopez-Cantera, Machek, McInvale, Patterson, Planas, Porth, Proctor, Rice, Rivera, Robaina, Roberson, Sands, Sansom, Slosberg, Sobel, Stansel, Taylor, Traviesa, Vana, Williams, Zapata (Compare SB 346)

Workers' Compensation for First Responders; Provides a definition of the term "first responder"; provides a standard of proof for certain injuries and diseases in certain workers' compensation claims; provides that certain adverse results and complications are injuries by accident arising out of employment; provides for the continuation of permanent total supplemental benefits for certain first responders; provides a definition of the term "occupational disease"; provides legislative findings. Effective Date: October 1, 2006.

State Administration Appropriations Committee: Favorable; Domestic Security Committee: Favorable; Insurance Committee: Favorable With Committee Substitute; Fiscal Council: Favorable

HB 197 CS by Hays (Compare SB 420)

Preinsurance Inspection of Private Passenger Motor Vehicles; Provides for a voluntary preinsurance inspection of motor vehicles by an insurer; authorizes private passenger motor vehicle insurance companies to require a preinsurance inspection of a motor vehicle as a condition of issuing physical damage coverage; deletes provisions relating to required inspections. Effective Date: upon becoming a law.

Insurance Committee: Favorable; Commerce Council: Favorable With Committee Substitute

HJR 213 CS by Brummer, Arza, Flores, Goldstein, Hasner, Traviesa (Compare SJR 532)

Authorizing the Division of a School District into Two or More School Districts; Proposes an amendment to s. 4, Art. IX of the State Constitution to provide that school districts may be divided into two or more school districts, each having no fewer than 25,000 students, as provided by law and upon a vote of the county's electors; to provide that school district taxes shall be imposed countywide and distributed to the school districts in an equitable and nondiscriminatory manner as provided by law; and to provide that the rate of school district taxes shall be determined by a board

consisting of an equal number of school board members from each school district in the county as provided by law.

PreK-12 Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 229 CS by Clarke, Altman, Domino, Machek, Patterson, Williams (Similar CS/SB 2708)

Exploration, Production, and Storage of Petroleum and Natural Gas; Directs the Department of Environmental Protection to contract for a study of exposure risks and potential adverse effects of hurricane wind and storm surge on field-erected aboveground storage tank systems at bulk product facilities; provides requirements for the scope of the study; provides an appropriation from the Inland Protection Trust Fund for the cost of the study; directs the department to compile and review existing data and information relating to environmental risks associated with oil and natural gas exploration and production in the eastern Gulf of Mexico; provides requirements and criteria for the evaluation of such risks; requires the department to submit a report to the Governor and the Legislature. Effective Date: upon becoming a law.

Water & Natural Resources Committee: Favorable With Committee Substitute; Environmental Regulation Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

HB 267 CS by Bogdanoff, Davis, M., Zapata (Similar SB 268, Compare HB 7079, CS/CS/SB 1742)

Driver License Services; Directs the Department of Highway Safety and Motor Vehicles to study outsourcing its driver license services; requires that the department submit a report to the Governor and Legislature by a specified date; provides requirements for the department with respect to issues to be included in the study; requires a cost-benefit analysis and a transition and implementation plan; provides for the collection of driver license renewal service charges by authorized driver's license agents; revises legislative intent provisions to include references to county constitutional officers providing driver license services; authorizes the department to contract with any county constitutional officer for driver license services in counties in which the tax collector is not elected or does not provide such services. Effective Date: upon becoming a law.

Transportation Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

HB 297 CS by Harrell, Porth (Identical CS/SB 2296)

Driving and Boating Under the Influence; Provides for applicability of sanctions; requires a specified period of imprisonment for a fourth or subsequent conviction of driving under the influence; prohibits substitution of treatment alternatives in certain circumstances; requires impoundment or immobilization of all vehicles owned by the defendant for a specified period; provides for dismissal of an impoundment order; requires records of judgments of guilty to include fingerprints and social security numbers; requires a specified period of imprisonment for a fourth or subsequent conviction of boating under the influence; prohibits substitution of treatment alternatives in certain circumstances;

requires impoundment or immobilization of the vessel operated by or in the actual control of the defendant or any one vehicle registered in the defendant's name at the time of impoundment or immobilization for a specified period; provides for dismissal of an order of impoundment or immobilization under certain circumstances upon request of an owner who was not operating the vessel; provides for dismissal of an impoundment order; requires records of judgments of guilty to include fingerprints and social security numbers; provides applicability. Effective Date: October 1, 2006, and shall apply to offenses committed on or after that date.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

SB 346 by Alexander (Compare HB 141 CS)

Workers' Comp./First Responders; provides definition of term "first responder"; provides standard of proof for first responders with injury or disease caused by exposure to toxic substance; provides that any adverse result or complication re smallpox vaccinations is injury by accident arising out of employment for first responders; provides for continuation of permanent total supplemental benefits after age 62 for certain first responders, etc. Creates 112.1815. Effective Date: Upon becoming law

Calendar without reference

HB 403 CS by McInvale (Compare HB 7087, CS/CS/SB 772, CS/CS/SB 2048, SB 2576)

School Attendance; Authorizes district school board attendance policies to allow accumulated tardies and early departures to be recorded as unexcused absences; authorizes district school board policies for student referral to a child study team under certain circumstances; provides that students who have attained 16 years of age and have not graduated are subject to compulsory school attendance under certain circumstances; requires student exit interviews prior to terminating school enrollment; provides district school superintendent's responsibility to support local law enforcement agencies in enforcing school attendance; provides required and authorized child study team interventions; authorizes visits by school representatives. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute; Juvenile Justice Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 519 CS by Kravitz (Compare SB 960)

Internet Screening in Public Libraries; Defines terms; requires public libraries to provide technology that protects against Internet access to specified proscribed visual depictions; allows adults to request disablement of the technology for specified purposes; prohibits a public library from maintaining a record of adults who request such disablement; requires a public library to post notice of its Internet safety policy; directs the Division of Library and Information Services within the Department of State to adopt rules requiring a written attestation of compliance as a condition of state funding; provides a cause of action is not authorized for a violation by a public library. Effective Date: October 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Justice Council: Favorable

HM 539 by Harrell, Sands

Indian River Lagoon Restoration Project and the Lake Okeechobee and Estuary Recovery Plan; Urges the President and Congress to promptly enact legislation to authorize funding to construct the Indian River Lagoon Restoration Project and the development of a comprehensive plan to assist in the implementation of the Lake Okeechobee and Estuary Recovery Plan.

Water & Natural Resources Committee: Favorable; Local Government Council: Favorable; State Resources Council: Favorable

HB 577 CS by Garcia, Bullard (Compare CS/SB 1000)

Medicaid; Authorizes the Agency for Health Care Administration to implement a federal waiver to administer an integrated, fixed-payment delivery system for Medicaid recipients; provides applicability; requires the Agency for Health Care Administration to establish a comprehensive geriatric fall prevention program for certain Medicaid recipients; directs the agency to develop the program as an expansion of a certain pilot project conducted in Miami-Dade County; requires the agency to evaluate the program and report to the Legislature; requires a plan and timetable for statewide implementation contingent upon certain findings; specifies a timeframe for implementing a certain form of reimbursement; provides that the act shall take effect contingent upon an appropriation. Effective Date: July 1, 2006; however, section 2 shall take effect only if a specific appropriation to implement the Medicaid comprehensive geriatric fall prevention program as created in s. 409.91212, Florida Statutes, in this act is made in the General Appropriat

Elder & Long-Term Care Committee: Favorable; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 581 by Cretul, Arza, Baxley, Bean, Davis, D., Davis, M., Hays, Kravitz, Kreegel, Poppell, Sansom, Stansel, Stargel, Zapata (Identical SB 1796)

Public Benefits; Prohibits funding for benefits granted under the state group insurance program from being used to provide benefits for any individuals other than enrollees and the spouses and dependent children of enrollees; prohibits community college boards of trustees and university boards of trustees from establishing benefits programs that use state funding to provide benefits for any individuals other than enrollees and the spouses and dependent children of enrollees. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Fiscal Council: Favorable; State Administration Council: Favorable

HB 621 CS by Grimsley, Detert, Hays, Kreegel, Legg (Compare HB 805, SB 94)

Fiscal Intermediary Services Organizations; Redefines the term "fiscal intermediary services organization"; revises registration requirements for fiscal intermediary services organizations. Effective Date: October 1, 2006.

Health Care General Committee: Favorable; Insurance Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

HB 627 CS by Brummer (Similar SB 538)

License Plates; Requires a driver whose driving privileges are restricted because of a conviction related to driving under the influence to have a DUI plate on any vehicle that he or she operates; provides for the Department of Highway Safety and Motor Vehicles to develop such a plate; provides requirements for such a plate; provides an annual surcharge for the plate; provides for the use of such surcharge; requires that a person whose driving privilege has been revoked under a specified provision only be granted restricted driving privileges on the condition that he or she operates only a vehicle that displays a DUI license plate. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Justice Council: Favorable

HB 665 by Troutman, Attkisson, Baxley, Bogdanoff, Goldstein, Porth, Ross, Sobel, Stargel, Traviesa

Florida Virtual School; Establishes the Students Earning Additional Recovery Credits and Honors (SEARCH) Program to provide opportunities for students to recover credits needed for graduation or to earn honors course credit or other course credit; provides for payment for additional full-time equivalent student credit to the extent funded in the General Appropriations Act; provides eligibility requirements for participation by a school district operating a virtual school that is an approved franchise of the Florida Virtual School; provides for use of funds; provides a limitation on school district funding. Effective Date: July 1, 2006.

Choice & Innovation Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 679 CS by Sobel, Carroll, Garcia, Gottlieb, Homan, Meadows, Peterman, Porth, Richardson, Ryan, Zapata (Similar CS/CS/SB 2602)

Health-Related Education in the Public Schools; Requires each school district to submit to the Department of Education copies of the district's school wellness policy and physical education policy and review the policies annually; requires the department and school districts to post links to the policies on their websites; requires the department to provide website links to certain resources; encourages school districts to provide training in first aid; requires that school district physical education programs and curricula be reviewed by a certified physical education instructor; encourages school districts to provide physical education for a specified amount of time; requires schools to annually provide parents and guardians with certain health-related information; provides requirements relating to school health advisory committees. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute; Health Care General Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

HB 691 CS by Negron, Baxley, Carroll, Clarke, Davis, D., Goldstein, Hasner, Kottkamp, Needelman, Russell, Troutman (Compare SB 1404)

Tax on Sales, Use, and Other Transactions; Provides for noncollection of the tax on a portion of the sales price of specified

transactions during a specified period of time; authorizes the Department of Revenue to adopt rules; provides appropriations. Effective Date: upon becoming a law.

Finance & Tax Committee: Favorable With Committee Substitute;
Fiscal Council: Favorable With Committee Substitute

HB 753 CS by Rivera, McInvale, Roberson, Zapata (Identical CS/SB 1268, Compare CS/CS/SB 132)

Deferral of Ad Valorem Property Taxes; Decreases the age and increases the income threshold required for eligibility to defer ad valorem property taxes; decreases the maximum interest rate that may be charged on deferred ad valorem taxes. Effective Date: July 1, 2006.

Finance & Tax Committee: Favorable With Committee Substitute;
Local Government Council: Favorable; Fiscal Council: Favorable

HB 773 CS by Goodlette, Carroll, Hasner, Troutman (Similar CS/SB 720, Compare SB 1244)

Initiative Procedures and Standards; Revises requirements for verification of signatures on petitions; provides requirements for initiative sponsors filing for undue burden; provides procedures to contest alleged improper signature verification; repeals provisions relating to procedures for placement of initiatives on the ballot; revises procedures for placing an initiative on the ballot; provides requirements for information to be contained on petitions; provides procedure for revocation of a petition signature; requires a statement on the ballot regarding the financial impact statement; provides regulation for initiative petition circulators and their activities; repeals provisions relating to referenda and ballots; provides for verifying and counting signatures submitted for verification before the effective date of the act. Effective Date: August 1, 2006.

Ethics & Elections Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Administration Council: Favorable

HB 791 CS by Fields, Joyner, Sansom (Compare HB 121, CS/SB 254, SB 1738)

Road Designations; Designates Ms. Eddie Mae Steward Avenue, Dr. Mary L. Austin Jones Avenue, Mrs. Flossie Brunson Avenue, Dr. Robert L. Brown, Sr., Highway, and Ms. Barbara Van Blake Parkway in Duval County; designates Ms. MaVynee "The Beach Lady" Betsch Highway in Nassau County; designates Brian D. Little Road in Okaloosa County; designates John Land Apopka Expressway in Orange County; revises designation of Toussaint L'Ouverture Boulevard in Miami-Dade County; designates Reverend Gerard Jean-Juste Boulevard in Miami-Dade County; directs the Department of Transportation to erect suitable markers. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute;
Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

HB 809 CS by Taylor, Bendross-Mindingall, Joyner, Porth, Roberson, Sands, Sobel (Compare SB 1992)

Assault or Battery on Homeless Persons; Reclassifies offenses evidencing prejudice based on the homeless status of the victim; provides a minimum sentence and other penalties for a person convicted of an aggravated assault or aggravated battery upon a homeless person. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable With Committee Substitute;
Justice Council: Favorable With Committee Substitute

HB 839 CS by Kottkamp, Anderson, Baxley, Davis, D., Garcia, Grant, Robaina, Ross, Zapata (Similar HB 391, CS/SB 2358, Compare HB 957 CS, SB 546, SB 2530)

Community Associations; Provides for the revival of certain covenants that have lapsed; prohibits local ordinances that limit the access of certain persons to beaches that adjoin condominiums; revises provisions relating to the amendment of declarations; provides legislative findings and a finding of compelling state interest; provides criteria for consent to an amendment; requires notice regarding proposed amendments to mortgagees; provides criteria for notification; provides for voiding certain amendments; revises the implementation date for retrofitting of common areas with a sprinkler system; provides that certain leaseholds, memberships, or other possessory or use interests shall be considered a material alteration or substantial addition to certain real property; provides retroactive application of provisions relating to mixed-use condominiums; provides a definition; prohibits laws, ordinances, or regulations that apply only to improvements that are or may be subjected to an equity club form of ownership; revises governing provisions relating to corporations that operate residential homeowners' associations; revises provisions relating to open meetings of the association; revises application to include certain meetings; requires the association to provide certain information to prospective purchasers or lienholders; authorizes the association to charge a reasonable fee for providing certain information; requires the budget to provide for annual operating expenses; authorizes the budget to include reserve accounts for capital expenditures and deferred maintenance; provides a formula for calculating the amount to be reserved; authorizes the association to adjust replacement reserve assessments annually; authorizes the developer to vote to waive the reserves or reduce the funding of reserves for a certain period; revises provisions relating to financial reporting; revises time periods in which the association must complete its reporting; repeals a provision relating to board meetings, to remove conflicting versions of that subsection; provides for architectural control covenants and parcel owner improvements; authorizes the review and approval of plans and specifications; provides limitations; provides rights and privileges for parcel owners as set forth in the declaration of covenants; provides that, where a member is entitled to collect attorney's fees against the association, the member may also recover additional amounts as determined by the court; provides that certain mergers or consolidations of an association shall not be considered a material or adverse alteration of the proportionate voting interest appurtenant to a parcel; requires developers to deliver financial records to the board in any transition of association control to members; requires certain information to be included in the records and for the records to be prepared in a specified manner; provides circumstances under which a guarantee of common expenses shall be effective; provides for approval of the guarantee by association members; provides for a guarantee period and extension thereof; requires the stated dollar amount of the

guarantee to be an exact dollar amount for each parcel identified in the declaration; provides payments required from the guarantor to be determined in a certain manner; provides a formula to determine the guarantor's total financial obligation to the association; provides that certain expenses incurred in the production of certain revenues shall not be included in the operating expenses; revises provisions relating to dispute resolution; provides that the filing of any petition for arbitration or the serving of an offer for presuit mediation shall toll the applicable statute of limitations; provides that certain disputes between an association and a parcel owner shall be subject to presuit mediation; revises provisions to conform; provides that temporary injunctive relief may be sought in certain disputes subject to presuit mediation; authorizes the court to refer the parties to mediation under certain circumstances; requires the aggrieved party to serve on the responding party a written offer to participate in presuit mediation; provides a form for such offer; provides that service of the offer is effected by the sending of such an offer in a certain manner; provides that the prevailing party in any subsequent arbitration or litigation proceedings is entitled to seek recovery of all costs and attorney's fees incurred in the presuit mediation process; requires the mediator or arbitrator to meet certain certification requirements; removes a requirement relating to development of an education program to increase awareness of the operation of homeowners' associations and the use of alternative dispute resolution techniques. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Judiciary Committee: Favorable With Committee Substitute; Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 889 CS by Machek (Compare HB 1039, CS/CS/SB 1306)

Fran Reich Preserve; Designates the Site 1 Impoundment project of the Comprehensive Everglades Restoration Plan sponsored by the South Florida Water Management District as the Fran Reich Preserve; directs the South Florida Water Management District to erect suitable markers. Effective Date: July 1, 2006.

Water & Natural Resources Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

HB 891 by Goldstein, Rivera, Robaina (Similar SB 1592)

Local Occupational License Taxes; Updates provisions authorizing reclassification and new rate structure revisions to local occupational license taxes by ordinance; deletes counties from such authorization provisions; authorizes decreasing local occupational license tax rates; provides construction with respect to decreasing or repealing such taxes. Effective Date: upon becoming a law.

Local Government Council: Favorable; Finance & Tax Committee: Favorable; Fiscal Council: Favorable

HB 957 CS by Anderson (Compare HB 391, HB 839 CS, SB 546, CS/SB 2358, SB 2530)

Community Associations; Authorizes certain associations to revive lapsed covenants; provides that certain leaseholds, memberships, or other possessory or use interests shall be considered a material alteration or substantial addition to certain real property; revises application; authorizes associations to charge specified fees for providing certain information to prospective purchasers or lienholders; limits liability for providing such information; revises what must be included in an association's annual budget; provides

for reserve accounts for capital expenditures and deferred maintenance; revises certain time requirements relating to annual reports of associations; provides that certain mergers or consolidations do not alter specified voting interests; provides additional documents that the developer must deliver at the time the association members elect the board of directors; provides that a guarantee of common expenses shall be effective under certain circumstances; requires the guarantee to meet certain requirements; authorizes the guarantee to provide certain requirements; requires the stated dollar amount of the guarantee to be an exact dollar amount for each parcel identified in the declaration; provides payments required from the guarantor to be determined in a certain manner; provides a formula to determine the guarantor's total financial obligation to the association; provides that certain expenses incurred in the production of certain revenues shall not be included in the operating expenses; revises provisions relating to publication of false or misleading information to clarify that such provisions do not limit common-law rights. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

HB 971 by Sobel, Brutus, Henriquez, Sands, Slosberg (Identical SB 2810, Compare HB 343, SB 1314)

Broward County; Creates the Broward County Council for Services for Seniors as an independent special district to provide funding for services for seniors; authorizes ad valorem taxation and provides a millage cap; provides for a governing board for the district; specifies the powers and duties of the council; requires that all tax moneys collected be paid directly to the council by the Broward County Tax Collector and deposited in qualified public depositories; provides that the district may be amended or dissolved by a special act of the Legislature; authorizes the Broward County Board of County Commissioners to fund the budget of the council from its own funds after or during the council's first year of operation; requires the district to comply with statutory requirements related to the filing of a financial or compliance report; authorizes the district to seek grants and accept donations from public and private sources; requires a referendum. Effective Date: only upon approval by a majority vote of those qualified electors of Broward County voting in a referendum election to be called by the Broward County Board of County Commissioners and held in conjunction with the primary election held on September

Local Government Council: Favorable; Elder & Long-Term Care Committee: Favorable; Fiscal Council: Favorable

HB 973 CS by Sobel (Identical SB 2840)

South Broward Drainage District, Broward County; Amends the amount for which advertisement for bids is required for the procurement by the district of contractual services and purchase of goods, supplies, and materials to comply with state statutory requirements; provides for recording of the act; provides severability. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute

HB 979 CS by Seiler (Similar SB 490)

Property Tax Administration; Requires the Department of Revenue to notify specified local government officers of the availability on request of department findings regarding department

review of the county tax assessment roll; requires the department to provide a copy of such findings to a requesting party within a time certain. Effective Date: July 1, 2006.

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable; Fiscal Council: Favorable

HB 995 CS by Bean (Similar CS/CS/SB 1632)

Agency Inspectors General; Creates the Council on State Agency Inspectors General; provides for the purpose and membership of the council; provides duties and responsibilities of the council; requires the council to hold meetings at least monthly; authorizes the council to develop recommendations relating to inspector general investigations; provides minimum requirements for the recommendations developed by the council; provides administrative support for the council; requires the council to issue a report on its findings; provides for future repeal. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Fiscal Council: Favorable; State Administration Council: Favorable With Committee Substitute

HB 1059 by Rivera, Lopez-Cantera (Similar SB 2706)

Deduction and Collection of a Bargaining Agent's Dues and Uniform Assessments; Eliminates a right of certain bargaining agents to have certain dues and assessments deducted and collected by an employer from certain employees; provides legislative findings and intent; provides that the deduction and collection of certain dues and assessments is a proper subject of collective bargaining; provides requirements and limitations; provides for accounting of funds; provides for enforcement. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Council: Favorable

HB 1107 CS by Jennings, Bullard, Sansom (Similar SB 1664, Compare CS/SB 254)

Road Designations; Designates Rosa Parks Memorial Highway in Marion, Alachua, and Bradford Counties; directs the Department of Transportation to erect suitable markers. Effective Date: July 1, 2006.

Transportation Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

HB 1193 CS by Kottkamp (Identical CS/SB 2468)

Driving Under the Influence; Provides a short title; provides that, if a person drives under the influence of alcohol or a specified chemical or controlled substance and causes damage to property or person, serious bodily injury, or death to another human being or unborn quick child, a rebuttable presumption is created that the person caused or contributed to causing damage to property or person, serious bodily injury, or death to another human being or unborn quick child; provides that, if a person drives under the influence of alcohol or a specified chemical or controlled substance, a rebuttable presumption is created that the person operated a motor vehicle in a reckless manner likely to cause death or great bodily harm to another human being. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

HB 1293 CS by Grant, Homan (Similar SB 2160)

Medical Malpractice Insurance; Creates the Patient Safety and Provider Liability Act; requires hospitals that assume liability for acts of medical negligence under the act to carry insurance; authorizes an eligible hospital to petition the Agency for Health Care Administration to enter an order certifying the hospital as a patient-safety facility; provides requirements for certification as a patient-safety facility; authorizes the agency to enter an order certifying a hospital as a patient-safety facility and provides that the hospital bears liability for acts of medical negligence for its health care providers or an agent of the hospital; authorizes the agency to conduct onsite examinations of a licensed facility; provides circumstances when the agency may revoke its order certifying approval of an enterprise plan; requires a certified patient-safety facility to submit an annual report to the agency and the Legislature; authorizes certain teaching hospitals and eligible hospitals to petition the agency for certification; provides for limitations on damages for eligible hospitals that are certified for compliance with certain patient-safety measures. Effective Date: upon becoming a law.

Health Care Regulation Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 1315 CS by Russell, Waters (Compare HB 301 CS, HB 1115, HB 7077 CS, CS/SB 1350, SB 2078, CS/SB 2632)

Transportation; Revises the maximum amount of bonds that are available for turnpike projects; provides for the imposition by countywide referendum of an additional surcharge on the lease or rental of a motor vehicle; provides for the proceeds to be used for the construction and maintenance of state roads; revises provisions relating to the South Florida Regional Transportation Authority; provides pledge to bondholders that the state will not alter certain rights; revises provisions for funding of the authority. Effective Date: July 1, 2006.

Transportation Committee: Favorable; Fiscal Council: Favorable; State Infrastructure Council: Favorable With Committee Substitute

HB 1341 by Joyner, Seiler (Similar SB 2190)

Fiduciary Lawyer-Client Privilege; Provides that a client acts as a fiduciary when serving in specified positions; provides that a communication between a lawyer and a client acting as a fiduciary is privileged and protected from disclosure; provides construction in application. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Justice Council: Favorable

HB 1345 CS by Littlefield, Seiler (Compare CS/CS/CS/SB 2490)

Saltwater Fisheries; Authorizes use of the Marine Resources Conservation Trust Fund to fund the stone crab reduction, blue crab effort management, spiny lobster trap certificate, and trap retrieval programs; requires proceeds from certain fees, fines, and penalties to be deposited in the Marine Resources Conservation Trust Fund; authorizes the Fish and Wildlife Conservation Commission to

waive or defer replacement tag fees under certain circumstances; establishes certain endorsement fees for the taking of blue crabs; establishes an annual trap tag fee; authorizes the commission to waive or defer replacement tag fees under certain circumstances; requires the deposit of certain proceeds into the Marine Resources Conservation Trust Fund; specifies the use of such proceeds; requires the commission to waive endorsement and tag fees for certain program participants; provides administrative penalties for certain violations; prohibits the unauthorized possession of trap gear or removal of trap contents and provides penalties therefor; provides penalties for certain other prohibited activities relating to traps, lines, buoys, and trap tags; provides penalties for fraudulent reports related to endorsement transfers; prohibits certain activities during endorsement suspension and revocation; preserves state jurisdiction for certain convictions; provides requirements for certain license renewal; appropriates certain fee revenues to the commission for blue crab effort management program costs; requires the commission to create an advisory board; authorizes the commission to waive or defer replacement tag fees under certain circumstances; provides administrative penalties for certain violations of the spiny lobster trap certificate program; revises provisions for certain trap retrieval programs and fees; provides a recurring appropriation. Effective Date: July 1, 2006.

Water & Natural Resources Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable With Committee Substitute; State Resources Council: Favorable With Committee Substitute

HB 1357 CS by Altman (Similar CS/SB 1194, Compare HB 683)

Growth Management; Provides for the creation of interlocal service boundary agreements by a county and one or more municipalities or independent special districts; specifies the procedures for initiating an agreement and responding to a proposal for agreements; requires local governments that are a party to the agreement to amend their comprehensive plans; provides limitations on the review of local ordinances by the state land planning agency; specifies those persons who may challenge a plan amendment required by the agreement; provides for adoption of an interlocal service boundary agreement; provides prerequisites to annexation; provides for the effect of an interlocal service boundary area agreement on the parties to the agreement; authorizes a municipality to provide services within an unincorporated area or territory of another municipality; authorizes a county to exercise specified powers within a municipality; provides a procedure to settle a dispute regarding an interlocal service boundary agreement; provides for a cause of action to invalidate an annexation; requires municipalities to provide notice of proposed annexation to specified persons; provides for a cause of action to invalidate an annexation. Effective Date: upon becoming a law.

Local Government Council: Favorable; Growth Management Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

HB 1395 CS by Sorensen, Glorioso (Similar CS/SB 224)

Traffic Safety; Creates the "Road Rage Reduction Act"; prohibits a person from operating a motor vehicle in the most left-hand lane under described circumstances; provides penalties for violations; redefines the term "aggressive careless driving"; provides penalties for aggressive careless driving; provides for distribution of certain fines collected; requires a hearing for a second or subsequent aggressive careless driving violation; requires the Department of

Highway Safety and Motor Vehicles to provide an educational awareness campaign. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

HB 1419 by Attkisson

Scuba Diving Instructional Facilities; Provides that certain scuba diving instructional facilities are not under the jurisdiction or purview of the Commission for Independent Education and are not required to obtain licensure. Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

HB 1457 CS by Lopez-Cantera (Similar CS/SB 1398)

Youth Custody Officers; Provides that youth custody officers may file criminal charges and gather evidence; provides that youth custody officers have the authority and powers of law enforcement officers, subject to specified exceptions, while in the performance of their duties; requires youth custody officers to be certified as law enforcement officers. Effective Date: July 1, 2006.

Juvenile Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 1495 by Arza (Identical SB 2536)

Marriage Licenses; Deletes provisions authorizing the court to issue a marriage license upon the sworn application that both minor applicants are the parents of a child or the expectant parents of a child; deletes provisions authorizing the court to issue a marriage license upon written verification by a physician and sworn application that the minor female applicant is an expectant parent; provides, as a result, that no license to marry shall be granted to any person under the age of 16 years, with or without the consent of the parents. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Future of Florida's Families Committee: Favorable; Justice Council: Favorable

HB 1561 CS by Brummer, Carroll, Harrell, Hays, Homan, Murzin (Similar SB 2686)

Medical Negligence Litigation; Requires the Board of Medicine and the Board of Osteopathic Medicine, respectively, to issue expert witness certificates to out-of-state-licensed physicians who meet specified criteria; provides requirements for certification; requires the boards to implement rules and set fees; provides that fraudulent, deceptive, or misleading expert witness testimony is grounds for disciplinary action; provides penalties; revises criteria for prevailing professional standards of care for health care providers in specified actions; provides that medical expert testimony is not admissible unless the expert witness meets specified requirements; requires claimants in medical negligence litigation to conduct a presuit investigation of each named prospective defendant. Effective Date: October 1, 2006.

Health Care General Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HJR 1573 CS by Rubio, Altman, Murzin, Traviesa (Similar CS/CS/CS/SJR 2170, Compare HJR 447, HJR 467, CS/SJR 1150)

Equal Opportunity to Obtain a High Quality Education;

Proposes the creation of s. 8, Art. IX of the State Constitution to provide that every child deserves an equal opportunity to obtain a high quality education, regardless of his or her family's income, religion, or race; to provide that funding for a high quality public K-12 education through classroom instruction is fundamental; to provide that to make adequate provision for a high quality public K-12 education, the Legislature shall ensure that funding provided for public schools shall primarily be used for classroom instruction rather than administration; to provide that classroom instruction and administration shall be defined by law; to provide that students in prekindergarten through college who have disabilities, are economically disadvantaged, or meet other legislatively specified criteria may participate, as provided by law, in education programs that include nonpublic schools; to provide that the Legislature may enact and publicly fund prekindergarten through college education programs, without regard to the religious nature of any participant or nonpublic provider, notwithstanding any other provision of this Article or the last sentence of Section 3 of Article I of the State Constitution; and to provide that this amendment to the State Constitution does not establish a right to an education program that is not provided by law.

Choice & Innovation Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

HB 1577 by Brandenburg (Identical SB 1964)

Personal Identification Information; Prohibits willful, fraudulent, and unauthorized use of personal identification information concerning an individual who is 65 years of age or older without consent; provides penalties; prohibits a person in the relationship of adult child or legal guardian, or who otherwise exercises custodial authority over an individual who is 65 years of age or older, from willfully and fraudulently using personal identification information of that individual; provides penalties. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 7077 CS by Transportation Committee, Glorioso (Compare HB 139, HB 207, HB 301 CS, HB 683, HB 1115, HB 1117, HB 1315 CS, HB 7189 CS, HB 7253, SB 564, CS/CS/SB 954, CS/SB 1350, CS/CS/SB 1766, SB 2076, SB 2078, CS/CS/SB 2300, CS/CS/SB 2312, CS/SB 2548, CS/SB 2632, SB 2702)

Transportation; Provides that the salary and benefits of the executive director of the Florida Transportation Commission shall be set in accordance with the Senior Management Service; authorizes metropolitan planning organizations and certain separate entities to establish per diem and travel reimbursement rates; provides for metropolitan planning organizations to participate in the Florida Retirement System; renames the Charter County Transit System Surtax as the Charter County Transportation System Surtax; provides for approval by initiative petition; revises provisions for uses of the proceeds; deletes once-a-year limitation on use of funds from the local government infrastructure surtax for issuance of bonds; provides for a County Transportation System

Surtax; provides for the imposition by countywide referendum of an additional surcharge on the lease or rental of a motor vehicle; revises Department of Transportation's requirement to share a certain costs of fixed-guideway system projects; revises criteria for an interlocal agreement to establish bond financing for fixed-guideway system projects; revises provisions for the Florida Seaport Transportation and Economic Development Council program to fund certain dredging projects; provides height and placement requirements for vehicle license plates; prohibits display that obscures identification of the letters and numbers on a license plate; revises procedures for disposition of citations issued for failure to pay toll; revises penalties for failure to pay a prescribed toll; provides for suspension of a driver's license; prohibits interfering with the legibility, angular visibility, or detectability of any feature or detail on a license plate or interfering with the ability to photograph or otherwise record any feature or detail on a license plate; prohibits advertising, sale, distribution, purchase, or use of any product made for such purpose; provides for the Attorney General to file suit against any entity offering or marketing a product advertised as having the capacity to obstruct the visibility or electronic image recording of a license plate; revises provisions for distribution of revenue derived from registration of motor vehicles; revises provisions for distribution for purposes of funding certain seaport projects; removes certain restrictions on the issuance of bonds to refinance certain existing port bond issues; requires refunding bonds be issued by the Division of Bond Finance at the request of the Department of Transportation; specifies projects and criteria for funding; authorizes use of funds for certain financing purposes; authorizes DOT to provide funds for certain general aviation projects; extends timeframe that the department is authorized to provide operational and maintenance assistance to certain airports and may redirect the use of certain funds to security-related or economic-impact projects related to the events of September 11, 2001; adds gypsum to the list of materials authorized for use in certain demonstration projects; renames the Safe Paths to Schools program as the "Safe Routes to Schools Program"; revises requirements of the program; authorizes a clearinghouse to disseminate information and grants; provides for use of certain federal funds; deletes prohibition against local governments issuing certain bonds secured by revenues from local option fuel taxes more than once a year; provides criteria and procedures for the owner of property within a described road and bridge district to sever inclusion within the district; provides that certain construction projects be advertised for bids in local newspapers; authorizes the department to waive specified prequalification requirements for certain transportation projects under certain conditions; revises surety bond requirements for construction or maintenance contracts; provides for incremental annual surety bonds for multiyear maintenance contracts under certain conditions; revises the threshold for transportation projects eligible for a waiver of surety bond requirements; authorizes the department to provide for phased surety bond coverage or an alternate means of security for a portion of the contract amount in lieu of the surety bond; provides for the DOT and certain toll agencies to enter into agreements with public or private entities for additional uses of electronic toll collection products and services; authorizes feasibility studies by the department or a toll agency of additional uses of electronic toll devices for legislative consideration; changes the carry forward date on certain undisbursed Florida Turnpike Enterprise funds; revises the maximum amount that may be carried forward; raising the limit on outstanding bonds to fund turnpike projects; revises metropolitan planning organization is a separate legal entity independent of entities represented on the M.P.O. and signatories to the agreement creating the M.P.O.; revises M.P.O. provisions relating to organization and membership; revises voting requirements for approval of certain plans, programs, and amendments;

revises limitations on matching funds from the Transportation Regional Incentive Program; deletes a provision that provides for matching funds based on the nonfederal share of certain transportation facility project costs; provides certain incentives for certain private sector contributions to improve transportation facilities; provides for the contribution to be applied as a credit against transportation concurrency requirements; provides for use of State Infrastructure Bank loans for certain damaged transportation facilities in areas of a declared disaster; revises language relating to powers and duties of the South Florida Regional Transportation Authority; provides pledge to bondholders; revises provisions for funding of the authority; changes the name of the Tampa Bay Commuter Transit Authority to the "Tampa Bay Regional Transportation Authority"; revises membership provisions; adds Citrus County to the authority's jurisdictional boundary; provides for employees and advisory committees; specifies purposes of the authority; revises rights, powers and duties; authorizes the authority to construct, operate, and maintain transportation facilities; provides for application and effect of specified provisions; prohibits elected officials from serving on the Northwest Florida Transportation Corridor Authority; directs the authority to plan for and study the feasibility of constructing, operating, and maintaining a bridge or bridges, and appurtenant structures, spanning Choctawhatchee Bay or Santa Rosa Sound; authorizes the authority to construct, operate, and maintain said bridges and structures; revises the membership of expressway authority governing boards in certain counties; prohibits certain expressway authorities from contracting for lobbyist services; provides for public notice of a proposed toll increase by certain expressway authorities; authorizes a transportation authority, bridge authority, or toll authority to receive or solicit proposals and enter into agreements with private entities for certain transportation facility purposes; revises provisions for certain exemptions from the Florida Expressway Authority Act; authorizes the Orlando-Orange County Expressway Authority to waive payment and performance bonds on certain construction contracts; creates the "Osceola County Expressway Authority Law"; provides for membership, terms, organization, personnel, and administration; provides purposes and powers for construction, expansion, maintenance, improvement, and operation of the Osceola County Expressway System; directs the Florida Transportation Commission to conduct a study and to submit a report to the Governor and the Legislature; provides that certain property that is owned or leased by a railroad or railway company is not required to meet specified posting provisions in order for specified trespass provisions to apply; provides for certain alterations to and along Red Road in Miami-Dade County for transportation safety purposes; designates Brickell Avenue in the City of Miami; directs the city to make related address changes. Effective Date: July 1, 2006.

Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

HB 7157 by Economic Development, Trade & Banking Committee, Bilirakis, Gottlieb (Compare HB 45 CS, CS/CS/SB 80)

Fraudulent Use or Possession of Identifying Information; Creates pt. IV of ch. 668, F.S., the Anti-Phishing Act; prohibits specified acts relating to fraudulent use or possession of identifying information; authorizes civil actions for violations; provides for injunctive relief and damages; authorizes courts to increase awards of actual damages; provides for recovery of attorney fees and court costs; provides for jurisdiction and venue; provides for deposit of

specified moneys received by the Attorney General into the Legal Affairs Revolving Trust Fund; authorizes the Department of Legal Affairs to adopt rules; provides for nonapplication to specified entities' good faith handling of identifying information; specifies absence of liability of an interactive computer service provider for actions taken to prevent violations of the act. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Commerce Council: Favorable

HJR 7165 CS by Judiciary Committee, Simmons, Troutman (Similar CS/SJR 1918)

Obsolete, Erroneous, and Inconsistent Provisions; Preservation of Certain Constitutional Provisions as Statutes; Proposes a revision of the whole State Constitution to delete obsolete provisions and correct errors in spelling, punctuation, and grammar, inconsistencies in wording and style, and other technical issues and to repeal specified provisions and preserve them in statute.

Justice Council: Favorable With Committee Substitute

HB 7169 by Juvenile Justice Committee, Culp (Compare HB 335)

Juvenile Justice Pilot Program; Creates a pilot program that authorizes specified courts to select commitment programs for juvenile delinquents; provides definitions; provides program's purpose; requires the Department of Juvenile Justice to develop implementation procedures and to publish specified information about commitment programs on its website; provides procedures for the selection of commitment programs by courts; requires evaluation and reports by the Office of Program Policy and Government Accountability; specifies department and court responsibilities relating to the reports; provides for future repeal. Effective Date: July 1, 2006.

Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

HB 7171 CS by Choice & Innovation Committee, Legg, Arza, Cannon, Sansom, Stargel (Similar HB 135, Compare CS/CS/SB 1030, SB 2596)

Charter Schools; Establishes the Florida Schools of Excellence Commission as a charter school authorizing entity; provides powers and duties of the commission, including serving as a sponsor of charter schools, approving certain entities to act as cosponsors, approving or denying applications for Florida Schools of Excellence (FSE) charter schools, and developing standards for and evaluating the performance of cosponsors and charter schools; requires collaboration with municipalities, state universities, community colleges, and regional educational consortia as cosponsors for FSE charter schools; provides causes for revocation of approval of a cosponsor; provides for FSE charter school application and review procedures; authorizes existing charter schools to apply as FSE charter schools; provides for application of specified provisions of law; provides that the sponsor of a charter school shall not be liable for civil damages for certain actions; provides that the duty to monitor a charter school shall not be the basis for a private cause of action; prescribes limits on immunities of a charter school sponsor; provides requirements with respect to the right to appeal the denial of a charter school application; expands a school district's immunity from assumption of

contractual debts; provides appropriations and authorizes positions. Effective Date: July 1, 2006.

Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

HB 7203 CS by Health Care Regulation Committee, Garcia, Sobel (Similar HB 783 CS, CS/SB 382, Compare CS/CS/SB 1324)

Wellness Programs; Requires the Department of Health to collaborate with other state agencies in developing policies and strategies to prevent and treat obesity which shall be incorporated into agency programs; requires the department to advise health care practitioners regarding morbidity, mortality, and costs associated with the condition of being overweight or obese and to inform them about clinical best practices for obesity prevention and treatment and encourage them to counsel their patients regarding the adoption of healthy lifestyles; defines the term "aged-based and gender-based benefits" for purposes of the state group insurance program; creates the Florida State Employee Wellness Council within the Department of Management Services; provides for membership; provides for reimbursement of per diem and travel expenses; provides purpose and duties of the council. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

HB 7207 by Agriculture & Environment Appropriations Committee, Mayfield, Allen (Compare SB 2484)

Water Management Districts; Provides that a water management district's millage rate is subject to annual authorization by the

Legislature; requires the Legislature to annually review a district's millage rate; requires the Legislature to annually set the amount of revenue authorized to be raised by a district from ad valorem taxes; provides for the amount of authorized revenue to be raised by a district if the Legislature does not set the amount by a specified date; revises the beginning and ending dates of a districts' fiscal year; revises the date by which a district must submit a tentative budget to the Governor and the Legislature; eliminates the authorization for the Legislature to comment on such budgets; eliminates the requirement for districts to respond to such comments and to forward such responses to the Governor and Legislature; revises the date by which the Executive Office of the Governor must file a specified report with the Legislature; directs districts to implement conforming measures. Effective Date: July 1, 2007.

State Resources Council: Favorable; Fiscal Council: Favorable

HB 7223 CS by Governmental Operations Committee, Rivera (Identical SB 512)

Review under the Open Government Sunset Review Act regarding Medical Records and Health Records; Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act for an exemption from public records requirements for personal identifying information, bank account numbers, and debit, charge, and credit card numbers contained in certain records held by the Department of Health which relate to an individual's personal health or eligibility for health services; removes the exemption for bank account numbers and debit, charge, and credit card numbers contained in such records. Effective Date: October 1, 2006.

State Administration Council: Favorable With Committee Substitute

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